

1 BARRY J. PORTMAN
Federal Public Defender
2 LOREN D. STEWART
Assistant Federal Public Defender
3 19th Floor Federal Building – Box 36106
450 Golden Gate Avenue
4 San Francisco, CA 94102
Telephone: (415) 436-7700

5 Counsel for Defendant TRABULSE
6
7

8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,)	No. CR-09-0350 WHA
)	
12 Plaintiff,)	STIPULATION AND PROPOSED
)	ORDER REGARDING ATTENDANCE
13 vs.)	OF RELIGIOUS SERVICES
)	
14 ALEXANDER JAMES TRABULSE,)	
)	
15 Defendant.)	
)	

16
17 On January 9, 2009, this Court imposed conditions of release on the Defendant,
18 Alexander James Trabulse, that includes a restriction of strict home confinement with limited
19 exceptions, including that Mr. Trabulse “may possibly attend mass once a week at discretion of
20 Pretrial Services.” Mr. Trabulse has been attending mass regularly since the imposition of the
21 order, with the approval of his Pretrial Services officer, Richard Sarlatte.

22 Mr. Trabulse was recently informed that he will be permitted to undergo a special
23 confirmation rite by Catholic Bishop Salvatore Cordileone on May 20, 2010. The confirmation
24 will occur at his regular church in Oakland. In preparation for the confirmation rite, Mr.
25 Trabulse will need to attend several additional preparatory classes. By and through this
26 stipulation, Mr. Trabulse seeks Court approval for his attendance of the classes and the

confirmation ceremony. This Court has approved his attendance of masses before. *See* Docket No. 23 (Stipulation and Order re: Attendance of Easter Services); Docket No. 52 (Stipulation and Order re: Attendance of Assumption of the Virgin Service); Docket No. 67 (Stipulation and Order re: Attendance of Religious Services); Docket No. 79 (Stipulation and Order re: Attendance of Religious Services). Pretrial Services has previously represented that it has no objection to Mr. Trabulse's attendance of specific religious services, but that it cannot permit him to attend without a Court order because of Mr. Trabulse's conditions of pretrial release. The government does not object to his attendance of the services identified below.

Specifically, Mr. Trabulse would like to attend the following upcoming classes and the confirmation rite mass with Bishop Cordileone. Attached hereto as Exhibit A is a copy of the confirmation rite program. All times noted below include driving time:

Saturday, April 17, 2010: 2:00 PM - 5:30 PM	Confirmation Preparation Class
Saturday, April 24, 2010: 2:00 PM - 5:30 PM	Confirmation Preparation Class
Saturday, May 1, 2010: 2:00 PM - 5:30 PM	Confirmation Preparation Class
Saturday, May 8, 2010: 2:00 PM - 5:30 PM	Confirmation Preparation Class
Saturday, May 15, 2010: 8:30 AM - 4:00 PM	Day of Recollection
Thursday, May 20, 2010: 5:15 PM - 9:30 PM	Ceremony of Confirmation and Low Mass

With the possible exception of the Day of Recollection, all masses will occur at:

St. Margaret Mary Church
1219 Excelsior Drive
Oakland, CA 94601

In the event that the Day of Recollection class occurs at a location other than St. Margaret Mary Church, Mr. Trabulse respectfully requests that the Pretrial Services Officer be permitted to approve another location in his discretion if he is given prior notice of the change.

1 The approval of Mr. Trabulse's attendance of religious services pertains only to Mr.
2 Trabulse's conditions of pretrial release. This request does not otherwise modify any conditions
3 of Mr. Trabulse's pretrial release. If he is for any reason taken into custody, the above-captioned
4 approvals will have no effect.

5 IT IS SO STIPULATED.

6
7 DATED: April 15, 2010

JOSEPH P. RUSSONIELLO
United States Attorney

8
9 /s/
Thomas E. Stevens
Assistant United States Attorney

10
11 DATED: April 15, 2010

BARRY J. PORTMAN
Federal Public Defender

12
13 /s/
Loren D. Stewart
Assistant Federal Public Defender

14
15
16
17 **[PROPOSED] ORDER**

18 For the foregoing reasons, the Court hereby ORDERS that the Defendant, Alexander
19 James Trabulse, shall be permitted to attend the religious services detailed herein,
20 notwithstanding his conditions of pretrial release.

21
22 **IT IS SO ORDERED.**

23
24 Dated: April 15, 2010



STIP & ~~[PROPOSED]~~ ORDER RE:
ATTENDANCE OF RELIGIOUS SERVICES

EXHIBIT A



INSTITUTE OF CHRIST THE KING SOVEREIGN PRIEST
Canon Jean-Marie Moreau
1219 Excelsior Avenue
Oakland, CA 94610
(510) 482-2053

CONFIRMATION
WITH HIS EXCELLENCY BISHOP SALVATORE CORDILEONE
IN THE TRADITIONAL RITE

CONFIRMATION PREPARATION PROGRAM

Saturday, April 10 (Registration before class)

2:30PM – St. Margaret Mary’s, Oakland

Saturday, April 17

2:30PM – St. Margaret Mary’s, Oakland

Saturday, April 24

2:30PM – St. Margaret Mary’s, Oakland

Saturday, May 1

2:30PM – St. Margaret Mary’s, Oakland

Saturday, May 8

2:30PM – St. Margaret Mary’s, Oakland

Saturday, May 15

9:00AM to 3:00PM – Day of Recollection (Location TBD)



Ceremony of Confirmation with Bishop Cordileone at St. Margaret Mary’s Church, Oakland, on Thursday, May 20, 2010, at 6:00PM, followed by Low Mass of the Bishop and Reception in Father Kozina Hall.